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JAN 06 2006

Atty. Docket No. ELK03 P-301

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Thomas J. Sweet
Art Unit : 3738
Applicant : Jeffrey L. Elkins
Appln. No. : 10/685,978
Filed : October 15, 2003
Confirmation No. : 7105
For : FOOT-OPERATED CONTROLLER

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following papers are being transmitted by facsimile to the Patent and Trademark Office on the date shown below:

1. Supplemental Information Disclosure Statement Under 37 C.F.R. §1.97(c), fee to be charged to Deposit Account No. 16.2463 (in duplicate) and
2. Form PTO-1449 (in duplicate).

YOU SHOULD RECEIVE A TOTAL OF 9 PAGES.

January 6, 2006

Date

Deborah A. Clark
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DeWitt & Litton, LLP
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Post Office Box 2567
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Alexandria, Virginia 22313-1450

Dear Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §1.97(c)

Pursuant to 37 C.F.R. §§1.56 and 1.97(c), Applicant brings to the attention of the Examiner the documents listed on the attached Form PTO-1449. This Information Disclosure Statement is being filed after the events recited in §1.97(b) but to the undersigned's knowledge, before the mailing date of either a Final Action or a Notice of Allowance. Under the provisions of 37 C.F.R. §1.97(c), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified by §1.17(p).

As the Office has waived the requirement under 37 CFR §1.98(a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication, copies of the listed U.S. patents and each U.S. patent application publication documents are not included with the submission of attached Form PTO 1449. Applicant respectfully requests that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute "prior art." If it should be determined that the listed documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicant : Jeffrey L. Elkins
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Page : 2

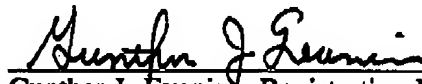
Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 16-2463.

Respectfully submitted,

January 6, 2006

Date



Gunther J. Evanina, Registration No. 35 502
Price, Heneveld, Cooper, DeWitt & Litton, LLP
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Post Office Box 2567
Grand Rapids, MI 49501
(616) 949-9610

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Sheet 1 of 2

FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE (Rev. 2-32) PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)	ATTY. DOCKET NO. ELK03 P-301	SERIAL NO. 10/685,978
	APPLICANT Jeffrey L. Elkins	
	FILING DATE October 15, 2003	GROUP 3738

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPRO- PRIATE
	6 9 6 4 2 0 5	11/15/05	Papakostas et al.			
	6 2 7 2 9 3 6	08/14/01	Oreper et al.			
	6 2 2 5 8 1 4	05/01/01	Oreper et al.			
	6 0 3 2 5 4 2	03/07/00	Warnick et al.			
	5 9 0 5 2 0 9	05/18/99	Oreper			
	5 7 5 6 9 0 4	05/26/98	Oreper et al.			
	5 5 0 5 0 7 2	04/09/96	Oreper			
	5 0 8 6 6 5 2	02/11/92	Kropp			

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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	

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	4 8 5 6 9 9 3	08/15/89	Maness et al.			
	4 7 3 4 0 3 4	03/29/88	Maness et al.			
	2005/0 2 6 8 6 9 9	12/08/05	Papakostas et al.			
	2005/0 1 4 5 0 4 5	07/07/05	Papakostas et al.			
	2003/0 0 0 9 3 0 8	01/09/03	Kirtley			
	2002/0 1 6 7 4 8 6	11/14/02	Tan et al.			

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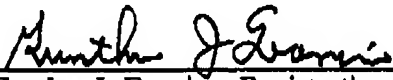
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